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1744

Date: August 13, 2002 Label No. EV 141409000 US

I hereby certify that, on the date indicated above, I deposited this paper with identified attachments and/or fee with the U.S. Postal Service and that it was addressed for delivery to the Commissioner for Patents, Washington, DC 20231 by "Express Mail Post Office to Addressee" service.

Sandra Stocklinski

Sandra Stocklinski

Name of Person signing Certificate

Signature

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Cerrone et al.

Application No.: 09/700,536

Filed: November 29, 2001

For: INSTRUMENT FOR MONITORING POLYMERASE CHAIN REACTION OF DNA

Group Art Unit: 1744

Examiner: ~~Unassigned~~ *Redding*

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
PURSUANT TO 37 CFR 1.97(b)

Assistant Commissioner for Patents
Washington, D.C. 20231

August 13, 2002

Sir:

The attention of the Patent and Trademark Office is hereby directed to the documents listed on the attached Form PTO-1449. One copy of each of these documents is attached.

This Supplemental Information Disclosure Statement is being submitted after expiration of the three-month period following the filing of the above-identified application but prior to issuance of a first official action on the merits.

The above information is presented so that the Patent and Trademark Office can, in the first instance, determine any materiality thereof to the claimed invention. See 37 CFR 1.104(a) and 1.106(b) concerning the PTO duty to consider and use any such information. It is respectfully requested that the information be expressly considered during the prosecution of this application,

Supplemental Information Disclosure Statement
U.S. Patent Application No. 09/700,536

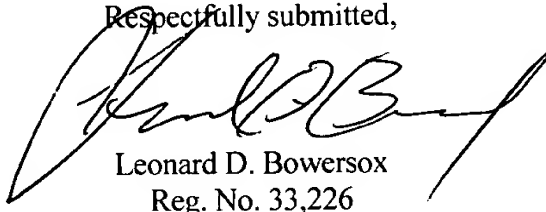
and that the documents cited in the attached Form PTO-1449 be made of record therein and appear on the first page of any patent to issue therefrom.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in this application and applicant determines that the cited documents do not constitute "prior art" under United States law, applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

It is believed that no fee is required to make this a complete and timely filing. However, if it is determined that a petition or fee is required, the Commissioner is hereby authorized to charge any fee associated with this statement to our Deposit Account No. 50-0925 and please consider this a petition.

Respectfully submitted,



Leonard D. Bowersox
Reg. No. 33,226

Atty. Docket No.: 4529 US (5010-032)
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Enclosures: Form PTO-1449 (1 page), 19 Documents

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